

MINUTES OF THE
EAST COVENTRY TOWNSHIP BOARD OF SUPERVISORS
MEETING HELD ON MARCH 7, 2005
(Approved March 21, 2005)

The Board of Supervisors held their regular monthly meeting on Monday, March 7, 2005. Present for the meeting were supervisors Robert Preston W. Atlee Rinehart, David K. Leinbach, Jay Doering and Timothy Roland. Also, in attendance were John A. Koury, Jr., Township Solicitor and Casey LaLonde, Township Manager and Brady Flaharty of ARRO Consulting, Inc. Mr. Preston called the meeting to order at 7:03 p.m. and the pledge was recited.

1. MINUTES

Minutes of February 21, 2005

Mr. Doering moved to accept the minutes of the February 21, 2005 workshop meeting as amended. Mr. Rinehart seconded the motion. The motion carried. Mr. Leinbach abstained due to his absence at the February 21, 2005 workshop meeting. Amendments being under subheading, Minutes of the February 7, 2005 Monthly Meeting, at the end of the second paragraph add "in implementing the bond", under subheading, Additional Items Brought Before the Board, note in the third paragraph that the public was polled on the political sign issue.

2. PUBLIC COMMENTS

Mr. and Mrs. James Custer of 478 Harley Road were present. Mrs. Custer stated they received a letter from the Township Zoning Officer instructing them to relocate a drainpipe in their yard they had installed due to water in their basement. The pipe was extended into the right-of-way and the pipe has since been moved back. Mrs. Custer noted there is an issue with water in that area and they do not feel they are the complete cause of the water issues. Mr. Preston noted if the Custer's comply with the Zoning Officer's request then the water issue in the Harley Road area needs to be investigated. The Board of Supervisors is awaiting written documentation from the Zoning Officer regarding this situation.

Mr. Paul Bobinsky of 544 Ellis Woods Road submitted a letter to the Board of Supervisors regarding Woodcrest Estates stormwater run-off issues. Mr. Bobinsky asked why the culvert pipe size was increased. The Township Engineer noted the stormwater plan for Woodcrest Estates was in accordance with the Township's current stormwater management ordinance. Mr. Preston requested the aforementioned letter be attached to the minutes. The Township Engineer gave some examples of what the percentage reduction in the stormwater flow is supposed to be.

Mr. Robert Turner was present. Mr. Turner asked if the Board of Supervisors have been acting within the laws of the Sunshine Act particular referencing e-mails and executive sessions. Mr. Preston noted the complaint should be filed with the Harrisburg Ethics Commission. Mr. Leinbach stated the Board of Supervisors has been working on an e-mail policy and Mr. Leinbach noted he feels an e-mail policy is necessary. Mr. Turner stated the Supervisor candidate interviews should have been done in public and not in executive

session. Mr. Preston said he had stated such and offered an apology to the public at a previous meeting.

Mr. Chris Madden of 464 Harley Road was present and inquired about the stormwater issue on Harley Road. It was noted a written report from the Code Enforcement Officer would be submitted to the Board of Supervisors.

Mrs. Mary Ann Keen of 537 Sanatoga Road asked how often does the Board of Supervisors appoint the Township Solicitor and Mr. Preston noted the Solicitor position was looked at this year and the current Solicitor will continue. Mrs. Keen asked if the solicitor fees are public record and it was noted they are available to the public.

Mrs. Gail Brown of 500 Sanatoga Road asked if Mr. Bobinsky would get a written response from the Board of Supervisors regarding his concerns presented this evening. Mr. Preston noted the minutes would be the official response, otherwise Mr. Bobinsky may request a written response.

3. SUBDIVISION AND LAND DEVELOPMENTS

Project: Freigh Subdivision Applicant: Benjamin Freigh, Jr.

Mr. Leinbach moved to approve signature of the sewage facilities planning module and resolution for the Freigh Subdivision for submission to Pennsylvania Department of Environmental Protection. Mr. Roland seconded the motion. The motion carried unanimously.

Mr. Doering moved to approve Resolution No. 2005-02 granting final plan approval for the Freigh Subdivision. Mr. Leinbach seconded the motion. The motion carried unanimously.

Project: Blossom Meadows II Applicant: All County Partnership

Mr. Leinbach moved to approve Escrow Release No. 1 for Blossom Meadows II in the amount of \$90,325.13. Mr. Rinehart seconded the motion. The motion carried unanimously.

Mr. Doering moved to authorize the Township Engineer to perform an inspection for Escrow Release No. 2 for Blossom Meadows II. Mr. Leinbach seconded the motion. The motion carried unanimously.

Project: Coventry Greene Applicant: Heritage Building Group

Mr. Roland moved to authorize the Township Engineer to perform an inspection for Escrow Release No. 4 for Coventry Greene. Mr. Doering seconded the motion. The motion carried unanimously. Mr. Leinbach noted that all the improvements have to be complete before all the monies are released. The Public Works Supervisor stated the culvert located on East Cedarville Road at this location needs to be fixed. Mr. Preston noted the drainage ditch at his neighbor's house does not drain. These items need to be revisited.

Project: Coventry Glen

Applicant: Heritage Building Group

Mr. Doering moved to authorize the Township Engineer to perform an inspection for Escrow Release No. 1 for Coventry Glen. Mr. Leinbach seconded the motion. The motion carried unanimously.

Project: James DiGiuseppe Subdivision

Applicant: James DiGiuseppe

Mr. William Conner of Conner and Smith Engineering, Inc. was present.

There was a discussion regarding the proposed cul-de-sac prepared by Conner and Smith Engineering, Inc. dated February 17, 2005 and recommended by the Planning Commission at their February 16, 2005 meeting. Mr. Doering moved to not recommend the proposed cul-de-sac that appears on the property unrelated to the DiGiuseppe project but the proposed cul-de-sac opening on the DiGiuseppe property remain on the plan. Mr. Leinbach seconded the motion. The motion carried unanimously.

There was brief discussion regarding the road name for the DiGiuseppe Subdivision. Mr. Leinbach moved to change the road name to James Court as the Ridge Fire Company requested. Mr. Doering seconded the motion. The motion carried unanimously.

Project: Daylor Subdivision

Applicant: Lane Daylor

Mr. Leinbach moved to sign the planning waiver and non-building declaration for the Daylor Subdivision. Mr. Doering seconded the motion. The motion carried unanimously.

Project: Ivywood Estates

Applicant: T.H. Properties

Mr. David Brewer of T.H. Properties was present. There was a brief discussion regarding the request for legal opinion regarding open space and recreational issues. Mr. Leinbach recommended a total lot and monies be donated to the township in lieu of a legal opinion. The Board requested T.H. Properties submit a proposal. Mr. Preston suggested T.H. Properties look at the Ellis Woods Park Plan.

Mr. Preston recommended the Creekview agreements be edited to address the costs associated with the upgrade to the Creekview pump station.

The Township Solicitor stated he has the signature pages for the Creekview developer and financial agreements but the agreements will not be released until the Township Solicitor has reviewed the recently submitted agreements. Mr. Leinbach thought the T.H. Properties pump station upgrade issue should be an addendum to the Creekview agreements and Mr. Preston suggested the agreements be altered before they are executed.

The Board of Supervisors recessed into executive session at 8:45 p.m. to discuss the Creekview agreement issue. The monthly meeting reconvened at 9:00 p.m. The Board of Supervisors agreed to sign the Creekview agreements but the signature pages will be held until the Township Solicitor verifies the agreements. Mr. Preston said \$25,000 is to be put up for the cost of the wet well pit and the in-ground concrete meter vault. The Township Engineer is authorized to release the revised plans to Heritage Building Group and T. H. Properties so that shop drawings may be submitted.

4. OTHER BUSINESS

5. DISCUSSION ITEMS

Fire Company Resolution

Mr. Leinbach moved to approve resolution regarding recognition of the fire company serving the township to seek reimbursement for those benefiting from fire and rescue responses. Mr. Doering seconded the motion. The motion carried unanimously.

6. ADDITIONAL ITEMS BROUGHT TO THE BOARD

Mr. Preston requested a letter received by Paul Martin, a resident, be discussed in executive session relating to an unregistered engineer.

Mr. Leinbach moved to refer the Jeannette Frederick Zoning Hearing Board application to the Zoning Hearing Board. Mr. Doering seconded the motion. The motion carried unanimously.

Mr. Leinbach noted several contradictions contained in the Zoning Hearing Board application of Riannon Walsh. Mr. Leinbach moved to write a letter to the Zoning Hearing Board containing their concerns regarding the Riannon Walsh case. Mr. Roland seconded the motion. The motion carried unanimously.

Mr. Leinbach moved to have the Township Engineer look at Buckwalter Road as a possible sewer expansion and provide a cost evaluation. Mr. Doering seconded the motion. The motion carried unanimously.

Mr. Roland noted concerns of the Oxychem remediation and requested the Board of Supervisors consider drafting a letter to Oxychem voicing concerns of a timely remediation and Mr. Preston stated it might be best to wait for the remediation plan.

Mr. Rinehart moved to sign the Creekview agreement signature pages and release agreements once approved by Township Solicitor. Mr. Doering seconded the motion. The motion carried unanimously.

The Township Solicitor noted he is moving forward with the electrical bid bond issue.

Mr. Leinbach moved to sign the DCED Survey of Financial Condition form. Mr. Rinehart seconded the motion. The motion carried unanimously.

Mr. Leinbach moved to pay bills as presented. Mr. Rinehart seconded the motion. The motion carried unanimously. Bills included Springford Business Association for \$2,511.21, Thompson Telephone, Inc. for \$1,511.60 and Pennsylvania American Water Company for \$366.03.

7. ADJOURNMENT

Mr. Rinehart moved to adjourn the monthly meeting at 9:30 p.m. Mr. Doering seconded the motion. The motion carried unanimously. An executive session followed.

Respectfully submitted,

David K. Leinbach
Township Secretary